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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. Patent No.: 6,790,965

Patent Date: September 14, 2004

Applicants: Baldwin *et al.*

Serial No.: <sup>09</sup>10/391,783

Filed: September 8, 1999

Atty Dkt: 1073.008H

Group Art Unit: 1639

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Confirmation No.: 9069

Commissioner for Patents  
Mail Stop Petition  
P. O. Box 1450  
Alexandria, VA 22313-1450

2004 OCT 19 AM 11:18  
CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Mail Stop Petition, P.O. Box 1450, Alexandria, VA 22313-1450, on October 13, 2004.

Martha L. Boden  
Attorney for Applicants  
Reg. No. 39,115

Date of Signature: October 13, 2004

RECEIVED  
OCT 21 2004  
OFFICE OF PETITIONS

Petition under 37 C.F.R. § 1.28(c)

Dear Sir:

This Petition is being filed under 37 C.F.R. § 1.28(c) to pay the deficiency in the issue fee payment, which was submitted on May 7, 2004 in connection with the above now-issued patent. The issue fee (\$665.00) was paid as small entity in good faith, but later we discovered that such status as a small entity was established in error, and that payment of the issue fee as a large entity should have been made.

As evidence of the payment already made, enclosed are copies of the following: (1) Part (B) Fee(s) Transmittal; (2) Return Postcard stamped by the USPTO on May 10, 2004; and (3) a check in the amount of \$695 (\$665-issue fee and \$30 advance order fee). The large entity issue fee, as of October 1, 2004, is now \$1370.00.

Adjustment date: 11/19/2004 AKELLEY  
10/19/2004 DALLEN 00000056 10391783  
01 FC:1461 -705.00 OP  
11/19/2004 AKELLEY 00000001 09391783  
01 FC:1461 705.00 OP

10/19/2004 DALLEN 00000056 10391783  
01 FC:1461 705.00 OP

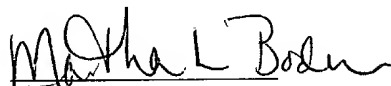
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Therefore, also enclosed is a check in the amount of \$705.00 (\$1370.00 owed minus \$665.00 paid) to cover the deficiency in the issue fee payment. Furthermore, because Secs. 1.28(c)(1) and (c)(2) have hereby been complied with, no fee under § 1.17(i) is due.

However, the Commissioner is authorized to deduct any additional fees, and to credit any overpayment in fees to Deposit Account Number 08-1935.

Respectfully submitted,



Martha L. Boden  
Attorney for Applicants  
Reg. No. 39,115

Dated: October 13, 2004

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